

BILL NO. G-87-01-25

GENERAL ORDINANCE NO. G-

08-87

AN ORDINANCE amending the Thoroughfare
Plan of the City Comprehensive ("Master")
Plan by vacating a dedicated easement for
public street right-of-way thereof.

WHEREAS, a petition to vacate a dedicated easement for
public street right-of-way within the City of Fort Wayne (as
more specifically described below) was duly filed with the
City Planning Commission; and

WHEREAS, said Commission duly held a public hearing
thereon; and

WHEREAS, said Commission has duly forwarded its
recommendation to this body approving said petition, all in
accordance with I.C. 36-7-4-512(2) and this body having held
a public hearing on said vacation as provided in I.C. 36-7-
3-12; and

WHEREAS, this body concurs in the recommendation of the
City Planning Commission.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a
dedicated easement for public street right-of-way within the
City of Fort Wayne, more specifically described as follows,
to-wit:

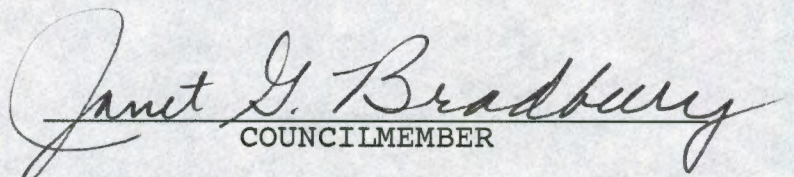
Part of the Northeast Quarter of Section 27, Township
31 North, Range 12 East, Allen County, Indiana, more
particularly described as follows:

Commencing at a point on the original South right-of-
way line of U.S. Highway #30, said point being 2101.0
feet West of the East line of the NE 1/4 of Sec. 27-31-
12; thence South and parallel to the East line of the
NE 1/4 of Sec. 27-31-12, a distance of 80.16 feet to
the true point of beginning, said point being on the
existing South right-of-way line of U.S. Highway #30;
thence South and parallel to the East line of the NE
1/4 of Sec. 27-31-12, a distance of 169.84 feet; thence
East and parallel to the original South right-of-way
line of U.S. Highway #30, a distance of 50.0 feet;
thence North and parallel to the East line of the NE

1 1/4 of Sec. 27-31-12, a distance of 169.84 feet to a
2 point on the existing South right-of-way line of U.S.
3 Highway #30; thence West along the existing South
4 right-of-way line of U.S. Highway #30, a distance of
5 50.0 feet to the true point of beginning, containing
6 0.195 acres,

7 and which vacating amends the Thoroughfare Plan of the City
8 Comprehensive ("Master") Plan and is hereby approved in all
9 respects.

10 SECTION 2. That this Ordinance shall be in full force
11 and effect from and after its passage, any and all necessary
12 approval by the Mayor.

13 
14 COUNCILMEMBER

15 APPROVED AS TO FORM AND LEGALITY:

16 
17 BRUCE O. BOXBERGER, CITY ATTORNEY

18 **Public hearing to be held on _____,
19 the _____ day of _____, 1987,
20 in the Council Chambers.

21 _____
22 Sandra E. Kennedy, City Clerk
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Read the first time in full and on motion by Bradbury
seconded by Cusack, and duly adopted, read the second time
by title and referred to the Committee Public Regulation (and the
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,
Indiana, on _____, the _____ day of _____,
19____, at _____ o'clock ____ M.

DATE: 1-27-87

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury
seconded by Stier, and duly adopted, placed on final
passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u> </u>	<u> </u>	<u>1</u>	<u> </u>
<u>BRADBURY</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>BURNS</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>EISBART</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>GIAQUINTA</u>	<u> </u>	<u> </u>	<u> </u>	<u>✓</u>	<u> </u>
<u>HENRY</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>REDD</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHMIDT</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>STIER</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>TALARICO</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DATE: 3-10-87

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort
Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. 11-08-87
on the 10th day of March, 1987

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Thomas E. Henry
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana
on the 11th day of March, 1987
at the hour of 11:00 o'clock ____ M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 13th day of March
1987, at the hour of 10:00 o'clock A M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

RECEIPT

No 1158

COMMUNITY DEVELOPMENT & PLANNING

FT. WAYNE, IND., 12-9 1986

RECEIVED FROM

THE SUM OF

ON ACCOUNT OF

John M. Settle Inc. \$ 100.00
One Hundred & 00/100 DOLLARS
W. C. Settle

AUTHORIZED SIGNATURE

VACATION ORDINANCE

PETITION TO VACATE (50' Easement for Public Street)

REVISED 12-14-87
D.M.

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The Undersigned petitioner does hereby respectfully petition the Fort Wayne City Plan Commission to vacate the following public street right of way within the City of Fort Wayne, Indiana, and hereby described as follows:

(SEE ATTACHED LEGAL DESCRIPTION OF STREET RIGHT OF WAY)

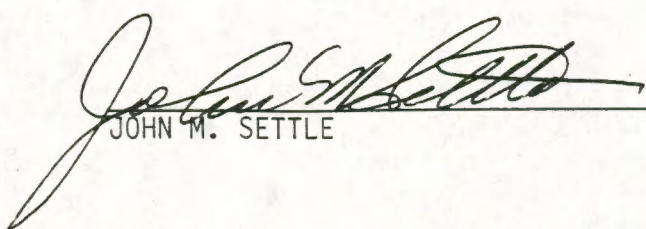
In support thereof, your petitioner would represent as follows:

1. That they are the only owners of the real estate bordering both sides of the street right of way.
2. That the street right of way is not necessary as ingress or egress to other properties whatsoever.
3. That said (street right of way) is unopened and unimproved.
4. That no other person, firm, or corporation is interested in or affected by the requested vacation.
5. That the maintenance of said (street right of way) is not necessary or advantageous to the growth of the City of Fort Wayne, and that it would be to the best interest of the City and the citizens thereof.

Your petitioner files this petition pursuant to the authority granted in Indiana Code, Section 36-7-4-512 in order to complete the vacation as above described.

WHEREFORE, your petitioner prays that the above described street right of way be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS 12/9/86 DAY OF _____, 1986.


JOHN M. SETTLE

1551 Goshen Road, Fort Wayne, Indiana

Agent's name & address

CERTIFICATE OF SURVEY

OFFICE OF:

DONOVAN ENGINEERING

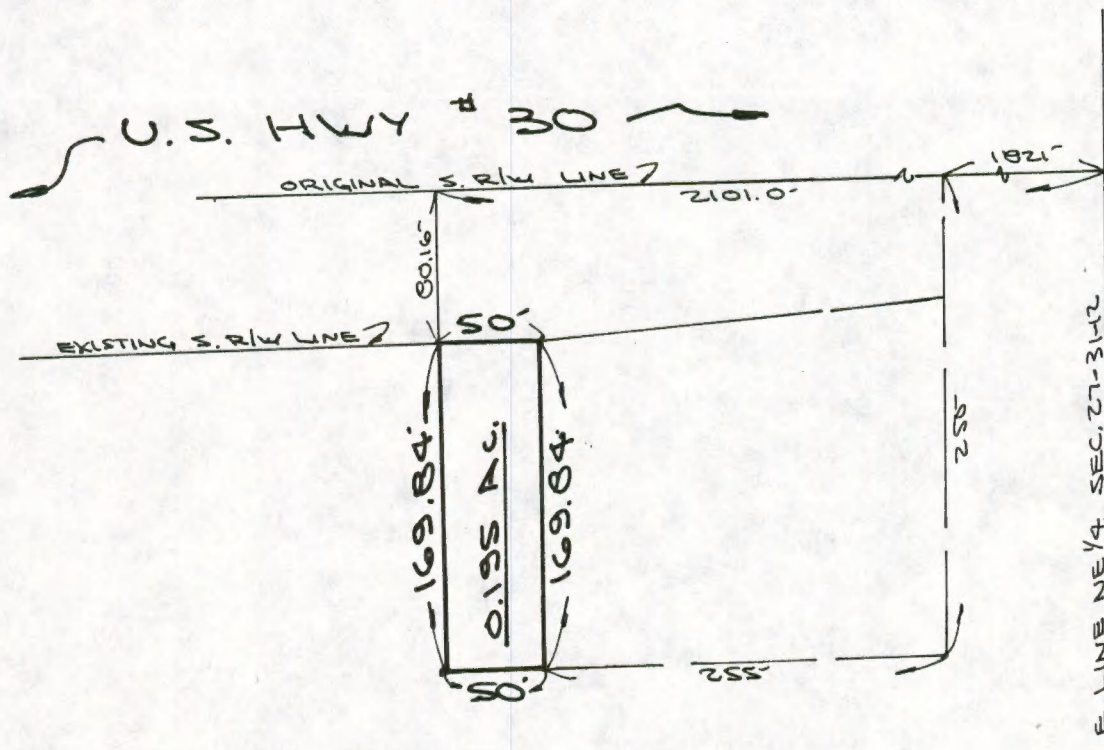
JOHN R. DONOVAN P.E. No. 9173 P.L.S. No. 9921 INDIANA
FRANCIS X. MUELLER P.L.S. No. S0193 INDIANA
GREGORY L. ROBERTS P.L.S. No. S0548 INDIANA
FORT WAYNE, INDIANA

The undersigned Civil Engineer and Land Surveyor hereby certifies that he has made a resurvey of the real estate shown and described below.

Measurements were made and corners perpetuated as shown hereon, in accordance with the true and established lines of the property described, and in conformity with the records in the office of the County Recorder, ALLEN County, Indiana. No encroachments existed, except as noted below.

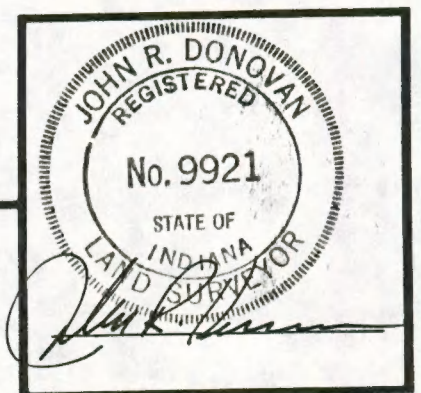
The description of the real estate is as follows, to wit: Part of the Northeast Quarter of Section 27, Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Commencing at a point on the original South right-of-way line of U.S. Highway #30, said point being 2101.0 feet West of the East line of the NE $\frac{1}{4}$ of Sec. 27-31-12; thence South and parallel to the East line of the NE $\frac{1}{4}$ of Sec. 27-31-12, a distance of 80.16 feet to the true point of beginning, said point being on the existing South right-of-way line of U.S. Highway #30; thence South and parallel to the East line of the NE $\frac{1}{4}$ of Sec. 27-31-12, a distance of 169.84 feet; thence East and parallel to the original South right-of-way line of U.S. Highway #30, a distance of 50.0 feet; thence North and parallel to the East line of the NE $\frac{1}{4}$ of Sec. 27-31-12, a distance of 169.84 feet to a point on the existing South right-of-way line of U.S. Highway #30; thence West along the existing South right-of-way line of U.S. Highway #30, a distance of 50.0 feet to the point of beginning, containing 0.195 acres.



JOB FOR: M^cCOMB

1"=100'
12-3-86



RESOLUTION 77-44-22

WHEREAS, JOHN M. SETTLE, INC., has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated street right-of-way easement in Fort Wayne, Allen County, to-wit:

Part of the Northeast Quarter of Section 27, Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Commencing at a point on the original South right-of-way line of U.S. Highway #30, said point being 2101.0 feet West of the East line of the NE 1/4 of Sec. 27-31-12; thence South and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 80.16 feet to the true point of beginning, said point being on the existing South right-of-way line of U.S. Highway #30; thence South and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 169.84 feet; thence East and parallel to the original South right-of-way line of U.S. Highway #30, a distance of 50.0 feet; thence North and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 169.84 feet to a point on the existing South right-of-way line of U.S. Highway #30; thence West along the existing South right-of-way line of U.S. Highway #30, a distance of 50.0 feet to the true point of beginning, containing 0.195 acres.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of a dedicated street right-of-way easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated right-of-way easement hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

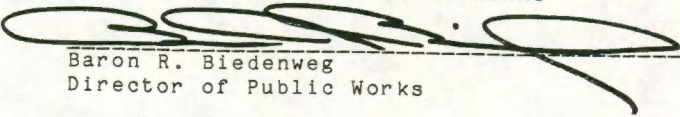
BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated street right-of-way easement hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of easement or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

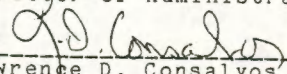
I, Baron R. Biedensueck, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held February 4, 1987 and as same appears of record in the official records of the Board of Public Works

DATED THIS 4th DAY OF February 1989

FORT WAYNE BOARD OF PUBLIC WORKS


Baron R. Biedenweg
Director of Public Works

Cosette R. Simon
Director of Administration & Finance


Lawrence D. Consalvos
Director of Public Safety

RESOLUTION

WHEREAS, JOHN M. SETTLE, INC., has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated street right-of-way easement in Fort Wayne, Allen County, to-wit:

Part of the Northeast Quarter of Section 27, Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Commencing at a point on the original South right-of-way line of U.S. Highway #30, said point being 2101.0 feet West of the East line of the NE 1/4 of Sec. 27-31-12; thence South and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 80.16 feet to the true point of beginning, said point being on the existing South right-of-way line of U.S. Highway #30; thence South and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 169.84 feet; thence East and parallel to the original South right-of-way line of U.S. Highway #30, a distance of 50.0 feet; thence North and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 169.84 feet to a point on the existing South right-of-way line of U.S. Highway #30; thence West along the existing South right-of-way line of U.S. Highway #30, a distance of 50.0 feet to the true point of beginning, containing 0.195 acres.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said public hearing was held on January 26, 1987, at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated street right-of-way easement.

WHEREAS, said vacation of dedicated street right-of-way easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated street right-of-way easement hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated street right-of-way easement hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated easement or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated easement in Allen County, Indiana.

) SS:

)

February 2, 1987

February

FORT WAYNE CITY PLAN COMMISSION

~~Robert Hutner, Secretary~~

ORIGINAL

Admn. Appr. _____

COUNCILMANIC DISTRICT No. _____

DIGEST SHEET

ORIGINAL

TITLE OF ORDINANCE Street Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE Land Use Management - CD&P

13-87-0125

SYNOPSIS OF ORDINANCE A portion of dedicated street right-of-way south of the
1400 Block of Coliseum Bl West.

EFFECT OF PASSAGE Property is dedicated street right-of-way.

Property will be vacated and revert to adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain dedicated street right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE (J.N.)) _____

Division of Community Development & Planning

1001 STREET

0-0/-01-20

BILL NUMBER

BRIEF TITLE

APPROVAL DEADLINE

REASON

Street Right-of-Way Vacation

DETAILS

Specific Location and/or Address 1400 Block of Coliseum Bl, West
Reason for Project Future access for the new John M. Settle Carpet Store.
Discussion (Including relationship to other Council actions) <u>26 January 1987 - Public Hearing</u> Doug McComb, engineer for the proposed project on the property where this easement is located stated that they are asking that the 50 foot wide easement be vacated in order to allow for it to become the entrance for the John M. Settle Carpet Store. He stated that they have passed the request through the State Highway Department and they have no objection to the vacation. He stated they had also spoken with the City Street Department and they had no objection tot he vacation. He stated that to his knowledge there are no improvements in this easement at this time. Herman Friedrich questioned if he had a letter from the State Highway Department stated that they no longer needed this easement.

POSITIONS

RECOMMENDATIONS

Sponsor	City Plan Commission
Area Affected	City Wide Other Areas
Applicants/Proponents	Applicant(s) John M. Settle, Inc. City Department Other
Opponents	Groups or Individuals Basis of Opposition
Staff Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against
Board or Commission Recommendation	By <input checked="" type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For with revisions to conditions (See Details column for conditions)
CITY COUNCIL ACTIONS (For Council use only)	<input type="checkbox"/> Pass <input type="checkbox"/> Other <input type="checkbox"/> Pass (as amended) <input type="checkbox"/> Hold <input type="checkbox"/> Council Sub. <input type="checkbox"/> Do not pass

DETAILS

Mr. McComb stated that he did and gave a copy of the letter to the Commission.

Steve Smith read from the letter that was signed by Victor Trowbridge, Fort Wayne District Permit Engineer and approved by Henfy Wehrenberg, Fort Wayne District Engineer, which stated that "The existing access appears to be adequate to serve the proposed carpet store".

Jess Yoder questioned if this was an existing curb cut.

Mr. McComb stated that there exists two things there now. He stated that one is the street curb cut and also a private entrance. He stated that the letter from the State requests, and they have indicated on the drawing, is that they want the private entrance closed. He stated that all that will exist is what was cut as a street and will be used for the entrance to the carpet store.

There was no one else present who wished to speak in favor of or in opposition to the proposed vacation.

2 February 1987 - Business Meeting

Motion was made to return the ordinance to the Common Council with a DO PASS recommendation, motion carried.

Of the seven members present six (6) voted in favor of approval one (1) did not vote.

POLICY/PROGRAM IMPACT

Policy or
Program
Change

☐

No

☐

Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date 9 December 1987

Projected Completion or Occupancy

Date 10 February 1987

Fact Sheet Prepared by

Date 10 February 1987

Patricia Biancaniello

Reviewed by

Date 11 February 1987

Law Boster

Reference or Case Number

BILL NO. G-87-01-25

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the Thoroughfare
Plan of the City Comprehensive ("Master") Plan by vacating a dedicated
easement for public street right-of-way thereof

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)

(~~RESOLUTION~~)

Do Pass

YES

NO

Janet G. Bradbury
JANET G. BRADBURY
CHAIRPERSON

Charles B. Redd
CHARLES B. REDD
VICE CHAIRMAN

Thomas C. Henry
THOMAS C. HENRY

PAUL M. BURNS

Ben A. Eisbart
BEN A. EISBART

CONCURRED IN 3-10-89

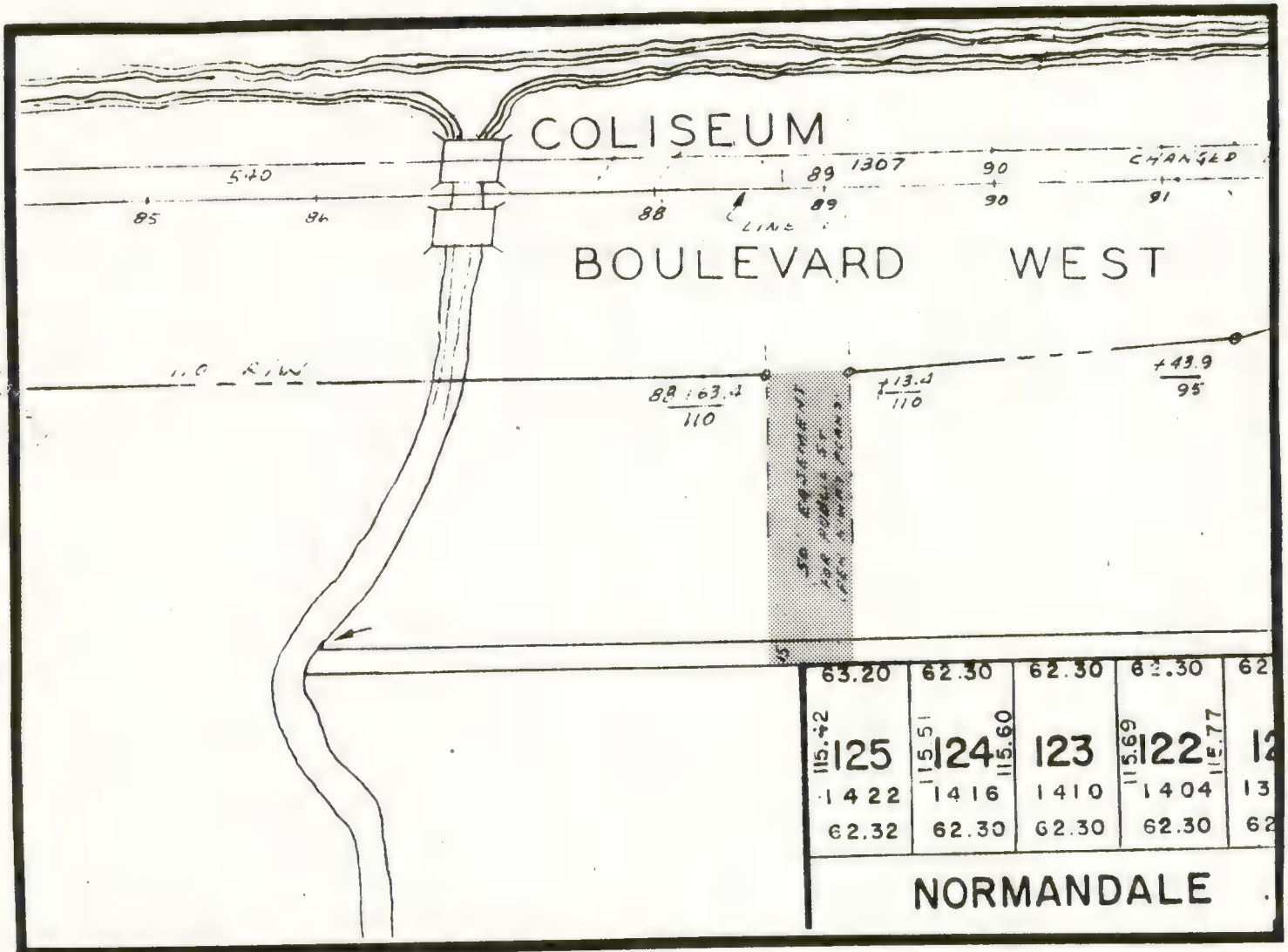
SANDRA E. KENNEDY
CITY CLERK

VACATION PETITION # 238

A PETITION TO VACATE THE DESCRIBED PORTION
OF PUBLIC EASEMENT.

MAP NO. K-26

COUNCILMANIC DISTRICT NO. 3



ZONING:

LAND USE:

SCALE: 1" = 100'

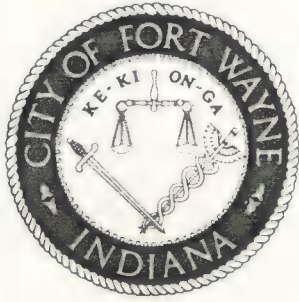
DATE: 1-12-87



NOTIFY PETITION:

John M. Settle
1550 Goshen Road
Fort Wayne, IN 08

March 10



The City of Fort Wayne

February 19, 1987

Ms. Marilyn Romine
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Romine:

Please give the attached full coverage on the date of February 23, 1987, in both the News Sentinel and Journal Gazette.

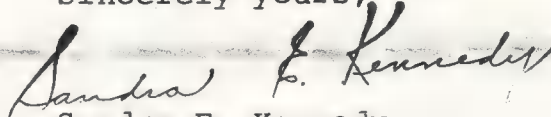
RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-87-01-25

Please send us 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,


Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1



The City of Fort Wayne

February 19, 1987

John M. Settle
1550 Goshen Road
Fort Wayne, IN 46808

Dear Sir:

NOTICE OF PUBLIC HEARING ON BILL NO. G-87-01-25

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, March 10, 1987, at 7:00 P.M. (EST) in the Council Conference Room 128, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana, on the following:

1400 Block of Coliseum Bl, West
Future access for the new John M.
Settle Carpet Store.

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

Fort Wayne Common Council

Sandra E. Kennedy
City Clerk

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-87-01-25)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, March 10, 1987, at 7:00 P.M. (EST) in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

A portion of dedicated street right-of-way south of the 1400 Block of Coliseum Bl West -- Future access for the new John M. Settle Carpet Store.

1. PORTION OF DEDICATED RIGHT-OF-WAY EASEMENT

Part of the Northeast Quarter of Section 27, Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Commencing at a point on the original South right-of-way line of U.S. Highway #30, said point being 2101.0 feet West of the East line of the NE 1/4 of Sec. 27-31-12; thence South and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 80.16 feet to the true point of beginning, said point being on the existing South right-of-way line of U.S. Highway #30; thence South and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 169.84 feet; thence East and parallel to the original South right-of-way line of U.S. Highway #30, a distance of 50.0 feet; thence North and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 169.84 feet to a point on the existing South right-of-way line of U.S. Highway #30; thence West along the existing South right-of-way line of U.S. Highway #30, a distance of 50.0 feet to the true point of beginning, containing 0.195 acres.

All interested parties are invited to appear and be heard.

Fort Wayne Common Council

Sandra E. Kennedy
City Clerk

NOTICE OF PUBLIC HEARING

You are hereby notified that the Fort Wayne City Plan Commission will conduct a public hearing on Monday, January 26, 1987 at 7:00 P.M. in Room #126, City-County Building, One Main Street, Fort Wayne, Indiana on the following proposed vacation of public right-of-way.

1. PORTION OF DEDICATED RIGHT-OF-WAY EASEMENT

Part of the Northeast Quarter of Section 27, Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Commencing at a point on the original South right-of-way line of U.S. Highway #30, said point being 2101.0 feet West of the East line of the NE 1/4 of Sec. 27-31-12; thence South and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 80.16 feet to the true point of beginning, said point being on the existing South right-of-way line of U.S. Highway #30; thence South and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 169.84 feet; thence East and parallel to the original South right-of-way line of U.S. Highway #30, a distance of 50.0 feet; thence North and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 169.84 feet to a point on the existing South right-of-way line of U.S. Highway #30; thence West along the existing South right-of-way line of U.S. Highway #30, a distance of 50.0 feet to the true point of beginning, containing 0.195 acres.

2. PORTION OF DEDICATED ALLEY RIGHT-OF-WAY

A 311 foot North/South alley whose western boundary is the eastern most boundary of Lots 6, 7 & 8 Wilts 3rd Addition and the eastern most boundary of Lot 14 Brandriff and Ayres Addition; whose eastern boundary is the western most boundary of Lots 1, 2, 3, 4 & 5 Wilts 3rd Addition and the western most boundary of Lot 1 Brandriff and Ayres Addition and the western most boundary of a 90' x 150' lot south of Lot 5 Wilts 3rd Addition and north of Lot 1 Brandriff and Ayres Addition; whose southern boundary exits to Wallace Street; whose northern boundary exits to an East/West alley 311 feet north of the southern exit to Wallace Street.

All interested persons are invited to appear and be heard.

FORT WAYNE CITY PLAN COMMISSION

Melvin O. Smith
Secretary

Fort Wayne Common Council
(Governmental Unit)
Allen
County, IN

To JOURNAL-GAZETTE Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head	number of lines	3
Body	number of lines	33
Tail	number of lines	3
Total number of lines in notice		39

COMPUTATION OF CHARGES

39	lines,	1	columns wide equals	39	equivalent lines at	.300¢	\$	11.70
cents per line								
Additional charge for notices containing rule or tabular work (50 per cent of above amount)								
Charge for extra proofs of publication (1.00 for each proof in excess of two)							2 extra	2.00
TOTAL AMOUNT OF CLAIM								13.70
							\$	

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type 6 point
Number of insertions 1	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Roose

Date Feb. 23 19 87

Title CLERK

FORM #904

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the JOURNAL-GAZETTE DAILY a newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time the dates of publication being as follows: 2/23/87

Subscribed and sworn to me before this 23 rd day of February 19 87

Shelley R. LaRue Notary Public

My commission expires March 3, 1990

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-87-01-25)
Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, March 10, 1987, at 7:00 P.M. (EST) in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:
A portion of dedicated street right-of-way south of the 1400 Block of Coliseum B1 West - Future access for the new John M. Settle Carpet Store.
1. PORTION OF DEDICATED RIGHT-OF-WAY EASEMENT
Part of the Northeast Quarter of Section 27, Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows:
Commencing at a point on the original South right-of-way line of U.S. Highway 30, said point being 2101.0 feet West of the East line of the NE 1/4 of Sec. 27-31-12; thence South and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 80.16 feet to the true point of beginning, said point being on the existing South right-of-way line of U.S. Highway 30; thence South and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 169.84 feet; thence East and parallel to the original South right-of-way line of U.S. Highway 30, a distance of 50.0 feet; thence North and parallel to the East line of the NE 1/4 of Sec. 27-31-12, a distance of 169.84 feet to a point on the existing South right-of-way line of U.S. Highway 30; thence West along the existing South right-of-way line of U.S. Highway 30, a distance of 50.0 feet to the true point of beginning, containing 0.195 acres.
All interested parties are invited to appear and be heard.
Fort Wayne Common Council
Sandra E. Kennedy
City Clerk

Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To NEW-SENTINEL Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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TOTAL AMOUNT OF CLAIM

\$ 13.70

DATA FOR COMPUTING COST

Width of single column 12.5 picas

Size of type 6 pointNumber of insertions 1Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla RooseDate Feb. 23 19 87Title CLERK

FORM #903

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, saysthat he/she is CLERK of theNEWS-SENTINELa DAILY newspaper of general circulation printed and publishedin the English language in the city FORT WAYNE, INDIANA town of

in state and county aforesaid, and that the printed matter attached hereto is a true copy,

which was duly published in said paper for one time, the dates of publication being

as follows:

2/23/87Subscribed and sworn to me before this 23 rd day of February 19 87Shelley R. LaRue Notary Public

March 3, 1990

My commission expires

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FORT WAYNE COMMON COUNCIL
(BILL NO. G-87-01-25)
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